IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

FRIDAY, THE 11TH AUGUST 2006 / 20TH SRAVANA 1928

Bail Appl..No. 4946 of 2006

CRIME NO.129/2006 OF MATTANNUR POLICE STATION

.....

PETITIONER/ACCUSED:

DEEPESH, AGED 22 YEARS,
S/O. PADMANABHAN, PAYATTU HOUSE, KOVOOR,
P.O. PATTANNUR, THALASSERY TALUK, KANNUR DISTRICT.

BY ADV. SRI.M.SASINDRAN
SRI.K.P.HARISH

RESPONDENTS: COMPLAINANT:

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1. STATE - REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.

2. THE STATION HOUSE OFFICER,
MATTANNUR POLICE STATION (CR.NO.129 OF 2006),
MATTANNUR, KANNUR DISTRICT.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 11/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 4946/2006

DATED THIS THE 11TH DAY OF AUGUST, 2006

O R D E R

The petitioner is the sole accused, in crime No.129/2006 of Mattannur Police Station, for the offence punishable under Sections 457 and 392 IPC. It is alleged that on 5.5.2006 at 1.00 a.m., the petitioner and nine others, had trespassed into the house of the defacto complainant and snatched away an amount of Rs.2,500/-, because of political enimity, and thus committed the offence. However, the learned Public Prosecutor submitted that on completion of the investigation, the other nine persons were deleted from the party array and the petitioner alone was included as an accused. The material witnesses were questioned and the final report had already been filed.

2. In the above facts situation of the case, I direct the petitioner to appear before the Investigating Officer in crime No.129/2006 of Mattannur Police Station, and on his

appearance, the Investigating Officer shall record his arrest and produce him before the Court below where the final report is already filed. On production of the petitioner before the Court below, the learned Magistrate shall allow the petitioner to be on bail, imposing such conditions, as are deemed necessary.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs